

Alameda County Department of Environmental Health

CUPA Evaluation Status Report

April 30, 2007

2	<p><i>Immediately, please submit the CUPA's FY 05/06 self-audit to Cal EPA by email.</i></p> <p>Status: Submitted</p>
4	<p>Deficiency: <i>The CUPA has not met the inspection frequency for the Business Plan Program. The CUPA is not inspecting all HMRRP facilities once every three years as required by law. In FY 02/03, the CUPA performed 62 routine inspections out of 522 HMRRP facilities. The CUPA's inspection rate for FY 02/03 is 12 %.</i></p> <ul style="list-style-type: none"><i>In FY 03/04, the CUPA performed 199 routine inspections out of 585 HMRRP facilities. The CUPA's inspection rate for FY 03/04 is 33%.</i><i>In FY 04/05, the CUPA performed 125 routine inspections out of 654 HMRRP facilities. The CUPA's inspection rate for FY 04/05 is 19 %.</i> <p><i>percentage of inspection for the three year period of 02 –05 was 65 %.</i></p> <p>Status: CUPA has prioritized inspection of inventoried facilities based on date of last HMRRP inspection. Voluntary overtime work for CUPA staff is on going to catch up with the inspections. In addition, the Senior HMS position has opened with the deadline for submitting the application by April 30, 2007 (see attachment). This position will help with the inspection needs of CUPA. By fiscal year 07/08, CUPA will open another Hazardous Materials Specialist position to perform inspections of both inventoried facilities and new CUPA sites.</p> <p>CUPA is also training other Hazardous Materials Specialist staff from other programs (LOP and HHW) to assist with inspections.</p> <p>CUPA's consultant on board, Sukla De is also inspecting inventoried sites.</p> <p>With the two new positions (Sr. HMS and HMS), the overtime work by all staff, and inspections performed by consultant, CUPA will at least be able to inspect 33 % of the facilities in the business plan program per year. By September 1, 2007, and annually thereafter, the CUPA will inspect at least one third (33% per year) of the businesses subject to the Business Plan Program.</p>
5	<p>Deficiency: <i>The CUPA's Area Plan has not been revised in the past three years. CUPA's latest Area Plan is dated March 2002.</i></p> <p>Status: CUPA is considering the proposal for the Area Plan update submitted by Boykin Consulting. CUPA has to finalized contract agreement and send a letter of recommendation for Board of Supervisor's approval. The goal is to have the Area Plan Update completed no later than end of December 2007.</p>

6	<p>Deficiency: <i>The CUPA is not forwarding the data (Business Plan) collected, within 15 days of receipt and confirmation, to other local agencies in a format easily interpreted by those agencies with shared responsibilities for protection of the public health and safety and the environment.</i> <i>The CUPA forwards the portions of the Business Plan data collected bi-annually to the fire departments. According to the CUPA, the CUPA and the fire agencies have a verbal agreement on what and how often information is forwarded.</i></p> <p>Status:</p> <p>CUPA has completed scanning all current business plans submitted for each inventoried sites. (approximately 700). Scanned HMBP included confidential information such as maps for the facility. CUPA also have facilities that requested to keep their files confidential such as the Lawrence Livermore National Labs. CUPA will consult with County Counsel for confidentiality agreement with the Fire agencies prior to sending the scanned HMBPs.</p>
9	<p>Deficiency: <i>The CUPA is not conducting inspections with a frequency that is consistent with its Inspection and Enforcement Plan and with the inspection of other program elements. The CUPA has not inspected all 550 hazardous waste generators (HWGs) that have been identified by the CUPA. The last three annual inspection summary reports indicate the following:</i></p> <ul style="list-style-type: none"> • <i>515 hazardous waste generators were identified in Fiscal Year 02/03 of which 64 were inspected.</i> • <i>582 hazardous waste generators were identified in Fiscal Year 03/04 of which 192 were inspected.</i> • <i>550 hazardous waste generators were identified in Fiscal Year 04/05 of which 127 were inspected.</i> <p><i>The CUPA has inspected approximately 70% of all known facilities generating hazardous waste over the past three fiscal years. Further improvement maybe made.</i></p> <p>Status: CUPA opened a full time Senior Hazardous Materials position (see attachment), advertised at Cal CUPA Forum and craigslist websites.. It is anticipated that the position will be filled no later than end of August 2007.</p> <p>CUPA plans to open a Hazardous Materials Specialist position in FY 07/08.</p>
11	<p>Deficiency : <i>Has the CUPA performed an AEO on a hazardous waste generator facility since the last CUPA evaluation ? If so, please submit to Cal /EPA the following information for a facility cited for a Class 1 violation on the next status report, an inspection report and documentation exhibiting a final enforcement case disposition.</i></p> <p>Status: CUPA has not performed an AEO. Enforcement cases are referred to the District Attorney's Office. CUPA is hiring an enforcement officer (Sr. HMS position) who will be the lead in enforcement cases and will coordinate enforcement action with DEH staff and other regulatory agencies.</p>